



General Assembly

January Session, 2007

Committee Bill No. 6768

LCO No. 6033

06033HB06768ENV

Referred to Committee on Environment

Introduced by:
(ENV)

***AN ACT CONCERNING THE APPROVAL OF SMALL ALTERNATIVE
ON-SITE SEWAGE TREATMENT SYSTEMS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (g) of section 22a-430 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2007*):

4 (g) The commissioner shall, by regulation adopted prior to October
5 1, 1977, establish and define categories of discharges which constitute
6 household and small commercial subsurface disposal systems for
7 which he shall delegate to the Commissioner of Public Health the
8 authority to issue permits or approvals and to hold public hearings in
9 accordance with this section, on and after said date. Not later than
10 December 31, 2008, the Commissioner of Environmental Protection, in
11 consultation with the Commissioner of Public Health, shall adopt
12 regulations, in accordance with chapter 54, to establish and define
13 categories of discharge constituting alternative on-site sewage
14 treatment systems. On and after said date, the Commissioner of
15 Environmental Protection shall delegate authority to the
16 Commissioner of Public Health to issue permits or approvals and to

17 hold public hearings in accordance with this section regarding such
 18 alternative on-site sewage treatment systems. The Commissioner of
 19 Public Health shall, pursuant to section 19a-36, establish minimum
 20 requirements for household and small commercial subsurface disposal
 21 systems and alternative on-site sewage treatment systems and
 22 procedures for the issuance of such permits or approvals by the local
 23 director of health or a sanitarian registered pursuant to chapter 395. As
 24 used in this subsection, (1) small commercial disposal systems shall
 25 include those subsurface disposal systems with a capacity of five
 26 thousand gallons per day or less, and (2) an alternative on-site sewage
 27 treatment system shall include a system that is (A) an alternative to a
 28 subsurface sewage disposal system, as defined in subsection (i) of this
 29 section, and (B) has a capacity of five thousand gallons per day or less.
 30 Any permit denied by the Commissioner of Public Health, or a director
 31 of health or registered sanitarian shall be subject to hearing and appeal
 32 in the manner provided in section 19a-229. Any permit granted by said
 33 Commissioner of Public Health, or a director of health or registered
 34 sanitarian on or after October 1, 1977, shall be deemed equivalent to a
 35 permit issued under subsection (b) of this section. The approval by the
 36 Commissioner of Public Health of a permit for an alternative on-site
 37 sewage treatment system pursuant to this subsection shall not be
 38 construed to endorse the expansion of a nonconforming residential
 39 property for zoning purposes.

This act shall take effect as follows and shall amend the following sections:

Section 1	July 1, 2007	22a-430(g)
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Statement of Purpose:

To establish and define alternative on-site sewage treatment systems and to transfer permitting jurisdiction for such systems from the Commissioner of Environmental Protection to the Commissioner of Public Health.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. O'CONNOR, 35th Dist.; SEN. DAILY, 33rd Dist.
REP. GIULIANO, 23rd Dist.

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